

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF PENNSYLVANIA

ELAINE L. CHAO, SECRETARY OF LABOR
UNITED STATES DEPARTMENT OF LABOR

Plaintiff,

CIVIL ACTION

v.

NO. 04-1002

MARILYN CONSTABLE; MYRON RODZAY;
AGOSTINO CORSO, RANDY CELLONE;
JAMES GALICIC; LOCAL 19, BAKERY
CONFECTIONERY TOBACCO WORKERS
and GRAIN MILLERS UNION; NATIONAL
CITY BANK OF PENNSYLVANIA; DOLLAR
BANK, F.S.B.; THE VANGUARD GROUP, INC.
THE AMERICAN FUNDS GROUP, INC.;
ADVEST, INC.; SKY BANK, successor by merger
to THREE RIVERS BANK AND TRUST, successor
by merger to COMMUNITY SAVINGS BANK
and the ABC LOCAL NO. 12 EMPLOYER AND
EMPLOYEE LIFE BENEFIT FUND,

Defendants

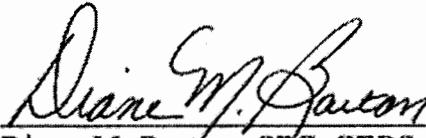
MOTION TO APPROVE INDEPENDENT FIDUCIARY FEES

David Lipkin of Metro Benefits, Inc., 4900 Perry Highway, Pittsburgh, PA
15229, as the Independent Fiduciary for the ABC Local No. 12 Employer and
Employee Life Benefit Fund, hereby moves that the Court approve the payment
of fees incurred by David M. Lipkin, F.S.A. as Independent Fiduciary and Metro
Benefits, Inc. for the period from 9/17/05 to 3/31/06 in the amount of \$4,747.50.

1. Attached as Exhibit A to this Motion is the Invoice for \$4,747.50
and supporting Timeslip worksheets detailing the duties performed
by David M. Lipkin, F.S.A. and by Metro Benefits, Inc. on behalf of
the Plan.

2. Attached as Exhibit B to this Motion is a signed Action and Consent by Independent Fiduciary authorizing the payment of all expenses incurred in conducting the business of the Plan.

Date: 5/25/06


Diane M. Barton
Diane M. Barton, CPC, CEBS
Managing Consultant

ORDER

It is hereby Ordered that the fees of \$4,747.50 are approved

Date: 5/26/06


Gary L. Lancaster
Gary L. Lancaster
United States District Judge